

## **MINUTES**

### **MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS**

**Call to Order:** Chair Edward Buttrey, on February 8, 2017 at 8:00 AM, in Room 422 Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Edward Buttrey, Chair (R)  
Sen. Dee Brown, Vice Chair (R)  
Sen. Pat Connell (R)  
Sen. Tom Facey (D)  
Sen. Steve Fitzpatrick (R)  
Sen. Daniel R. Salomon (R)  
Sen. Jason D. Small (R)  
Sen. Frank Smith (D)  
Sen. Gordon Vance (R)  
Sen. Gene Vuckovich (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Prudence Gildroy, Committee Secretary  
Jameson Walker, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: SB 169, 1/31/2017; HB 233, 2/6/2017

Executive Action: HB 106 Be Concurred In; HB 172 Be Concurred In As Amended;  
SB 108 Do Pass; HB 233 Be Concurred In; HB 26 Be Concurred  
In As Amended; HB 141 Be Concurred In As Amended

**HEARING ON SB 169**

**Opening Statement by Sponsor:**

00:01:33 Sen. Brian Hoven (R), SD 13, opened the hearing on SB 169, Revise laws relating to agr. and construction equip. manufacturers.

**Proponents' Testimony:**

00:03:57 Brad Griffin, Montana Equipment Dealers Association (MEDA)  
**EXHIBIT(bus28a01)**

00:09:33 Sarah Swanson Partridge, Farm Equipment Sales (FES)

00:12:57 Mark Taylor, Association of Equipment Manufacturers (AEM)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:14:11 Sen. Salomon  
00:14:45 Mr. Griffin, MEDA  
00:16:05 Sen. Brown  
00:16:25 Sen. Facey  
00:16:32 Mr. Taylor, AEM  
00:16:48 Sen. Facey  
00:16:58 Mr. Taylor  
00:17:15 Sen. Facey  
00:17:44 Chair Buttrey  
00:18:08 Mr. Taylor  
00:18:42 Sen. Smith  
00:19:08 Mr. Taylor  
00:19:14 Sen. Smith  
00:19:43 Chair Buttrey  
00:19:51 Mr. Taylor  
00:20:25 Sen. Salomon  
00:21:00 Mr. Taylor  
00:24:49 Sen. Salomon  
00:25:19 Mr. Taylor  
00:25:38 Sen. Vance  
00:26:07 Sen. Hoven  
00:27:14 Sen. Vance  
00:27:27 Mr. Griffin  
00:27:50 Sen. Vance  
00:28:30 Mr. Taylor  
00:29:02 Sen. Vance  
00:29:26 Mr. Taylor  
00:30:20 Sen. Vance

00:30:35 Sen. Hoven  
00:31:05 Sen. Brown  
00:31:49 Sen. Hoven  
00:32:52 Sen. Connell  
00:33:54 Mr. Griffin, MEDA  
00:34:18 Sen. Connell  
00:34:40 Mr. Griffin  
00:34:53 Ms. Swanson Partridge, FES  
00:35:54 Sen. Facey  
00:36:14 Mr. Griffin  
00:36:21 Sen. Facey  
00:37:13 Mr. Griffin  
00:37:46 Chairman Brown  
00:38:05 Mr. Griffin  
00:39:32 Chairman Brown  
00:39:40 Mr. Griffin

**Closing by Sponsor:**

00:39:47 Sen. Hoven

**HEARING ON HB 233**

**Opening Statement by Sponsor:**

00:45:12 Rep. Ron Ehli (R), HD 86, opened the hearing on HB 233, Establish the Montana drug product selection act.

**Proponents' Testimony:**

00:48:08 Dr. Thomas Felix, Amgen  
00:57:05 Sharon Peterson, Montana BioScience Alliance

**[EXHIBIT\(bus28a02\)](#)**

00:58:16 Greg Dorrington, Montana Medical Association  
00:59:36 Chelsia Rice, American Cancer Society Cancer Action Network  
01:00:58 Stacy Anderson, Montana Primary Care Association  
01:01:58 Bruce Spencer, Express Scripts  
01:02:49 Greg Van Horssen, Prime Therapeutics  
01:03:09 Brian Warren, Biotechnology Innovation Association  
01:03:54 Russ Sobotta, Sanofi  
01:05:38 Bill Warden, St. Peters Hospital, Bozeman Health and on behalf of Mike Foster, Catholic Hospitals

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:06:15 Sen. Brown  
01:06:40 Rep. Ehli  
01:07:07 Mr. Felix, Amgen  
01:07:47 Sen. Facey  
01:08:24 Mr. Felix  
01:09:14 Sen. Facey  
01:09:39 Mr. Felix  
01:10:25 Sen. Facey  
01:10:37 Mr. Felix

**Closing by Sponsor:**

01:11:33 Rep. Ehli  
  
01:13:22 Chairman Buttrey  
01:13:27 Rep. Ehli  
01:13:33 Jameson Walker, Legislative Services Division  
01:14:19 Sen. Facey  
01:14:47 Chairman Buttrey  
  
01:14:55 Recess  
01:34:23 Reconvene

**EXECUTIVE ACTION ON HB 106**

01:34: 27 **Motion:** Sen. D. Brown moved that **HB 106 BE CONCURRED IN.**

**Discussion:**

01:34:47 Chairman Buttrey  
  
01:35:08 **Vote:** Motion carried 9-1 by voice vote with Sen. Brown voting no. Sen. Salomon will carry the bill.

**EXECUTIVE ACTION ON HB 172**

01:35:38 **Motion:** Sen. D. Brown moved that **HB 172 BE CONCURRED IN.**

01:35:56 **Motion:** Sen. Salomon moved that **HB 172 BE AMENDED.**

[\*\*EXHIBIT\(bus28a03\)\*\*](#)

**Discussion:**

01:36:35 Sen. Salomon  
01:37:17 Chairman Buttrey  
01:37:39 Sen. Brown

01:37:43 **Vote:** Motion failed 2-8 by roll call vote with Sen. Connell and Sen. Salomon voting aye.

01:38:46 **Motion:** Sen. D. Brown moved that **HB 172 BE AMENDED.**  
**EXHIBIT(bus28a04)**

**Discussion:**

01:39:00 Sen. Brown

01:39:31 **Vote:** Motion carried unanimously by voice vote.

01:39:45 **Motion/Vote:** Sen. D. Brown moved that **HB 172 BE CONCURRED IN AS AMENDED.** Motion carried unanimously by voice vote. Sen. Fitzpatrick will carry the bill.

**EXECUTIVE ACTION ON SB 108**

01:40:10 **Motion:** Sen. D. Brown moved that **SB 108 DO PASS.**

**Discussion:**

01:40:26 Sen. Vance

01:41:23 Sen. Facey

01:42:17 Sen. Smith

01:42:34 Jameson Walker, Legislative Services Division

01:43:03 **Vote:** Motion carried 9-1 by voice vote with Sen. Fitzpatrick voting no.

01:43:24 Chairman Brown

**EXECUTIVE ACTION ON HB 233**

01:43:54 **Motion:** Sen. Facey moved that **HB 233 BE CONCURRED IN.**

**Discussion:**

01:44:03 Jameson Walker, Legislative Services Division

01:44:37 Sen. Connell

01:45:07 Sen. Brown

01:45:33 Chairman Buttrey

01:45:39 Sen. Connell

01:46:39 Chairman Buttrey

01:47:02 Sen. Brown

01:47:32 **Vote:** Motion carried unanimously by voice vote. Sen. McNally will carry the bill.

**EXECUTIVE ACTION ON HB 26**

01:47:48     **Motion:** Sen. D. Brown moved that **HB 26 BE CONCURRED IN.**

**Discussion:**

01:47:56     Chairman Buttrey

01:48:13     **Motion:** Sen. Facey moved that **HB 26 BE AMENDED.**  
**EXHIBIT**(bus28a05)

**Discussion:**

01:48:15     Sen. Facey

01:49:06     Chairman Brown

01:49:33     **Vote:** Motion carried unanimously by voice vote.

01:49:44     **Motion:** Sen. Facey moved that **HB 26 BE CONCURRED IN AS AMENDED.**

**Discussion:**

01:49:47     Sen. Facey

01:50:22     Sen. Brown

01:50:57     Sen. Connell

01:51:53     Chairman Buttrey

01:52:36     Sen. Facey

01:53:17     **Vote:** Motion carried 7-3 by roll call vote with Sen. Brown, Sen. Buttrey and Sen. Vance voting no. Sen. Facey will carry the bill.

**EXECUTIVE ACTION ON HB 141**

01:54:06     **Motion:** Sen. D. Brown moved that **HB 141 BE CONCURRED IN.**

**Discussion:**

01:54:12     Chairman Buttrey

01:54:53     **Motion:** Sen. D. Brown moved that **HB 141 BE AMENDED.**  
**EXHIBIT**(bus28a06)

**Discussion:**

01:55:03     Sen. Brown

01:56:48     Chairman Buttrey

01:57:23     Jameson Walker, Legislative Services Division

01:58:45     Chairman Buttrey

01:59:01     Sen. Facey

02:00:57     Sen. Connell

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02:01:55 Sen. Facey  
02:02:52 Sen. Fitzpatrick  
02:03:57 Chairman Buttrey  
02:04:03 Sen. Fitzpatrick

02:04:11 **Vote:** Motion carried unanimously by voice vote.

02:04:23 **Motion/Vote:** Sen. D. Brown moved that **HB 141 BE CONCURRED IN AS AMENDED**. Motion carried 7-3 by voice vote with Sen. Brown, Sen. Salomon and Sen. Vance voting no. Sen. Facey will carry the bill.

**Committee Business:**

02:05:13 Chairman Buttrey  
02:06:08 Sen. Connell  
02:06:32 Sen. Vuckovich  
02:06:49 Chairman Buttrey  
02:07:12 Sen. Brown  
02:07:52 Sen. Vuckovich  
02:07:59 Chairman Brown

**ADJOURNMENT**

Adjournment: 10:08 AM

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Prudence Gildroy, Secretary

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Additional Documents:

**EXHIBIT**([bus28aad.pdf](#))